



UNITED STATES PATENT AND TRADEMARK OFFICE

C.1C

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|----------------------------|-------------|----------------------------|---------------------|------------------|
| 10/792,201 | 03/03/2004 | Kjell Goran Erik Backstrom | 06275-004003 | 4197 |
| 26161 | 7590 | 10/24/2005 | EXAMINER | |
| FISH & RICHARDSON PC | | | LUKTON, DAVID | |
| P.O. BOX 1022 | | | ART UNIT | PAPER NUMBER |
| MINNEAPOLIS, MN 55440-1022 | | | 1654 | |
| DATE MAILED: 10/24/2005 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| SERIAL NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO. |
|---------------|-------------|-----------------------|---------------------|
|---------------|-------------|-----------------------|---------------------|

10/792201

[REDACTED]
EXAMINER

| ART UNIT | PAPER NUMBER |
|----------|--------------|
|----------|--------------|

2005/1001

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents

Please see the attached communication regarding applicants' response filed 9/30/05.

Applicants' election of Group I (now claims 21-37) is acknowledged.

However, applicants have failed to elect a specie. A "specie" in this case is a fully defined composition. The elected composition should account for all ingredients, including the polypeptide, each of the surfactant compounds, the constitution of the "pharmaceutically acceptable carrier", and the "non-hygroscopic additives" (if any).

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

♦

Any inquiry concerning this communication or earlier communications from the examiner should be directed to David Lukton whose telephone number is 571-272-0952. The examiner can normally be reached Monday-Friday from 9:30 to 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bruce Campell, can be reached at (571)272-0974. The fax number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-1600.



DAVID LUKTON
PATENT EXAMINER
GROUP 1800